

HOUSE BILL 3690

By Tindell

AN ACT to amend Tennessee Code Annotated, Title 57,
relative to the duties, powers and functions of the
Tennessee Alcoholic Beverage Commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-1-201(b), is amended by designating present subdivision (2) as new subdivision (3) and by adding the following language as new subdivision (2):

(2) The commission shall deposit collections of any such fine with the state treasurer, for the general funds of the state.

SECTION 2. Tennessee Code Annotated, Section 57-1-204(b), is amended by deleting the subsection in its entirety and by substituting instead the following language:

(b) All such tax collected by the department shall be deposited with the state treasurer, for the general funds of the state

SECTION 3. Tennessee Code Annotated, Section 57-3-206, is amended by deleting the following language in its entirety:

The commission shall deposit collections with the state treasurer to be earmarked for and allocated to the commission for the purpose of the administration and enforcement of the duties, powers, and functions of the commission.

AND by substituting instead the following language:

The commission shall deposit collections monthly with the state treasurer, for the general funds of the state.

SECTION 4. Tennessee Code Annotated, Section 57-3-207(c), is amended by deleting the following language in its entirety:

The commission shall deposit collections with the state treasurer to be earmarked for and allocated to the commission for the purpose of the administration and enforcement of the duties, powers, and functions of the commission.

AND by substituting instead the following language:

The commission shall deposit collections monthly with the state treasurer, for the general funds of the state.

SECTION 5. Tennessee Code Annotated, Section 57-4-301(b)(1), is amended by deleting the following language in its entirety:

Further, once a license is approved, for the exercise of such privilege, the following taxes are levied to be earmarked for and allocated to the commission for the purpose of the administration and enforcement of the duties, powers, and functions of the commission, and are to be paid annually, as follows:

AND by substituting instead the following language:

Further, once a license is approved, for the exercise of such privilege, the following taxes are levied, to be collected by the commission and deposited monthly with the state treasurer, for the general funds of the state, and are to be paid annually, as follows:

SECTION 6. Tennessee Code Annotated, Section 57-4-301(b)(1), is further amended by deleting the following language in its entirety:

Further, for the exercise of such privilege, the following taxes are hereby levied to be earmarked for and allocated to the commission for the purpose of administration and enforcement of the duties, powers, and functions of the commission, and are to be paid in accordance with the following schedule:

AND by substituting instead the following language:

Further, for the exercise of such privilege, the following taxes are hereby levied to be collected by commission and deposited monthly with the state treasurer, for the general funds of the state, and are to be paid in accordance with the following schedule:

(R) Restaurant, according to seating capacity, on licensed premises:

SECTION 7. Tennessee Code Annotated, Section 57-4-301(b)(2), is amended by deleting the language “as provided in this subsection (b) will be solely used for the purpose of the administration and enforcement of the duties, powers, and functions of the Tennessee alcoholic beverage commission.” and by substituting instead the language “as provided in this subsection (b) will be collected by commission and deposited monthly with the state treasurer, for the general funds of the state.”.

SECTION 8. This act shall take effect July 1, 2008, the public welfare requiring it.